

Message Text

LIMITED OFFICIAL USE

PAGE 01 MADRID 01056 141056Z

50

ACTION SCCT-01

INFO OCT-01 ARA-06 EUR-12 ISO-00 SY-04 CIAE-00 DODE-00

PM-03 H-01 INR-07 L-02 NSAE-00 NSC-05 PA-01 PRS-01

SP-02 SS-15 USIA-06 NEA-09 AID-05 IO-10 SAM-01 /092 W

----- 030706

R 140800Z FEB 75

FM AMEMBASSY MADRID

TO SECSTATE WASHDC 1072

INFO AMEMBASSY BELGRADE

AMEMBASSY ASUNCION

AMEMBASSY STOCKHOLM

LIMITED OFFICIAL USE MADRID 1056

E.O. 11652: N/A

TAGS: N/A

TAGS: PINS, UV, SW, R YO

SUBJ: TERRORISM: PARDONING OF THREE CROATIANS

SENTENCED FOR HIJACKING

REF: A. MADRID 7662

B. A-21 OF 2/7/75

1. OFFICIAL STATE BULLETIN DATED FEB 13, 1975, CONTAINS
DECREE (NO. 172/75) SIGNED JAN 24 BY FRANCO, PARDONING
THREE CROATIAN HIJACKERS (RUDOLF PRISKALO, NICOLA LISAC,
AND TOMISLAV REBRINA) FOR REMAINDER OF 12-YEAR SENTENCE
IMPOSED ON THEM BY AERONAUTICAL TRIBUNAL DEC 4, 1974 (REF A).
PARDON WAS BASED ON RECOMMENDATION IN SENTENCE BY AERO-
NAUTICAL COURT, SUPPORTED BY JUDICIAL AUTHORITY OF FIRST
AIR REGION, AND BY SUPREME COUNCIL OF MILITARY JUSTICE
AS APPROVED IN COUNCIL OF MINISTERS. DECREE SPECIFICALLY
REFERS TO SUB-PARAS 8, 9 AND 10 OF PARA 9 IN PENAL CODE
WHICH DESCRIBES EXTENUATING CIRCUMSTANCES FOR CRIMINAL
RESPONSIBILITY, NAMELY (A) ACTIONS TAKEN AT TIME OF GREAT
STRESS OR EMOTION, AND (B) ACTIONS TAKEN BY THE GUILTY PRIOR
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 MADRID 01056 141056Z

TO OPENING OF JUDICIAL PROCEEDINGS TO MAKE UP FOR THE EFFECTS

OF CRIME OR TO CONFESS TO AUTHORITIES.

2. SWEDISH AMB HAS TOLD EMBASSY THAT HE BELIEVES THAT UNDERLYING KOHSE FOR PARDON WAS RECOGNITION BY SPANISH GOVT OF COOPERATIVE ATTITUDE OF HIJACKERS AT TIME OF LANDING OF SAS PLANE IN SEPT 1972 AT MADRID. AMB SAID THAT SPANISH AUTHORITIES WERE ABLE TO CONVINCE HIJACKERS TO LAND IN MADRID WITHOUT ENDANGERING CREW OR AIRCRAFT. AT SAME TIME SWEDISH AMB EXPRESSED DISAPPOINTMENT THAT GOS PARDONED THREE CROATIANS FOR REMAINDER OF SENTENCE WHICH MIGHT HAVE BEEN EXPECTED TO RUN FOR AT LEAST 4 OF 12 YEARS IN CONFORMITY WITH SWEDISH PRACTICE IN SUCH CRIMES. AMB ALSO SAID THAT GOS HAD INFORMED HIM THAT APPROX 500,000 SWEDISH CROWNS, CONFISCATED AT TIME OF LANDING OF SAS PLANE, WOULD BE RETURNED PROMPTLY TO EMBASSY.

3. SWEDISH AMB SAID THAT HIS GOVT NO LONGER WAS VERY SANGUINE ABOUT OUTLOOK FOR EXTRADITION OF CROATIANS FROM ASUNCION WHO HAD BEEN RELEASED EARLIER BY SPANIARDS BECAUSE OF THEIR ALLEGED NON-INVOLVEMENT IN HIJACKING, ALTHOUGH THEY WERE PERSONS RELEASED FROM PRISON IN SWEDEN AS RESULT OF HIJACKING.

4/5 EMBASSY COMMENT: THREE CROATIANS HAVE SERVED APPROX THREE AND ONE-HALF YEARS OF THEIR 12 YEAR SENTENCE WHICH AMOUNTS TO ABOUT 6 MONTHS LESS THAN SENTENCE WHICH THEY MIGHT HAVE RECEIVED IN SWEDEN FOR HIJACKING. ON SURFACE, SPANISH PUNISHMENT OF HIJACKERS WOULD SEEM TO FALL SHORT OF THEIR OWN LAWS AND PUNISHMENT UNDER THESE LAWS, BUT ALSO BELOW STANDARDS IN INT'L COMMUNITY WITH RESPECT TO TERRORISTS. AT MOMENT THERE IS NO INDICATION OF WHEREABOUTS OF THREE RELEASED PRISONERS. EATON

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AIRCRAFT HIJACKING, PENAL SYSTEM, TERRORISTS, COURT DECISIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 14 FEB 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: ellisoob
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975MADRID01056
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750054-1111
From: MADRID
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750242/aaaablmu.tel
Line Count: 97
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION SCCT
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: A. MADRID 7662
Review Action: RELEASED, APPROVED
Review Authority: ellisoob
Review Comment: n/a
Review Content Flags:
Review Date: 11 JUN 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <11 JUN 2003 by KelleyW0>; APPROVED <27 OCT 2003 by ellisoob>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
05 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: TERRORISM: PARDONING OF THREE CROATIANS SENTENCED FOR HIJACKING
TAGS: PINS, UV, SW, YO, (PRISKALO, RUDOLF), (LISAC, NICOLA), (REBRINA, TOMISLAV)
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006